

IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH CAROLINA  
ANDERSON DIVISION

DEMANI JAWARA BOSKET  
PETITIONER

CIVIL #.8:10cv70154  
8:07-cr-01362

Vs.

UNITED STATES OF AMERICA  
RESPONDENT

NOTICE OF APPEAL

Notice is hereby given that Demani J. Bosket in the above named case, hereby appeal to the U.S. Court of Appeals for the Fourth Circuit from the final judgement of opinion dismissed motion under 28 U.S.C. §2255 to vacate, set aside, or correct sentence pursuant to person in Federal Custody entered in the District Court on April 1, 2010 by Honorable G. Ross Anderson Jr. Senior U.S. District Judge and Denied a certificate of appealability on April 1, 2010. (See Exhibit-1-).

Respectfully Submitted;

4-15-2010  
Demani Bosket  
Demani Jawara Bosket  
Reg.# 16046-171  
FCI Petersburg (Low)  
P.O.Box 1000  
Petersburg, Va.23804-1000

**CERTIFICATE OF APPEALABILITY<sup>2</sup>**


The governing law provides that:

(c)(2) A certificate of appealability may issue . . . only if the applicant has made a substantial showing of the denial of a constitutional right.

(c)(3) The certificate of appealability . . . shall indicate which specific issue or issues satisfy the showing required by paragraph (2).

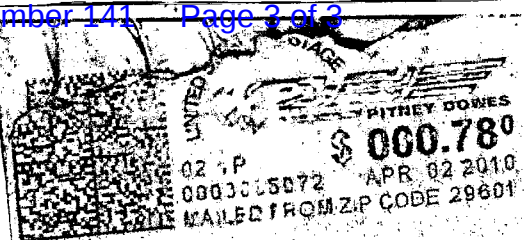
28 U.S.C. § 2253(c). A prisoner satisfies this standard by demonstrating that reasonable jurists would find this court's assessment of his constitutional claims is debatable or wrong and that any dispositive procedural ruling by the district court is likewise debatable. *See Miller-El v. Cockrell*, 537 U.S. 322, 336 (2003); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); *Rose v. Lee*, 252 F.3d 676, 683 (4th Cir. 2001). In this case, the legal standard for the issuance of a certificate of appealability has not been met. Therefore, a certificate of appealability is **DENIED**.

**IT IS SO ORDERED.**

  
G. Ross Anderson, Jr.  
Senior United States District Judge

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<sup>2</sup> On December 1, 2009, the Rules Governing Section 2254 and 2255 Cases in the United States District Courts were amended to require a District Court to issue or deny a certificate of appealability when a final ruling on a habeas petition is issued. *See* 28 U.S.C. § 2254, Rule 11(a); 28 U.S.C. § 2255, Rule 11(a). This amendment also encompasses motions to reconsider final rulings on habeas petitions. *See U.S. v. Haynes*, No. 09-7606, 2009 WL 4506466 (4th Cir. Dec. 9, 2009).



ITEM X-RAYED  
BY USMS

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RN DISTRICT OF FLORIDA  
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**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT**  
LEWIS F. POWELL, JR. UNITED STATES COURTHOUSE ANNEX  
1100 EAST MAIN STREET, SUITE 501  
RICHMOND, VIRGINIA 23219-3517  
WWW.CA4.USCOURTS.GOV

PATRICIA S. CONNOR  
CLERK

TELEPHONE  
(804) 916-2700

May 3, 2010

Larry W. Propes, Clerk  
U.S. District Court  
District of South Carolina  
P. O. Box 10768  
Greenville, SC 29603-0768

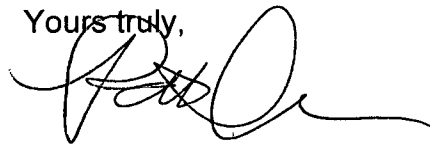
**RE: USA v. Bosket  
8:07-cr-01362-GRA-1**

Dear Mr. Propes:

The enclosed notice of appeal was received by this Court on April 23, 2010.

In accordance with Rule 4(d) of the Federal Rules of Appellate Procedure, the notice has been date stamped and is being forwarded to your court for appropriate disposition.

Yours truly,



Patricia S. Connor

PSC:dlg  
Enclosure

cc: Demani Jawara Bosket (w/ stamped 1st page)  
#16046-171  
FCI Petersburg (Low)  
P.O. Box 1000  
Petersburg, VA 23804-1000

4/15/2010

Dear clerk

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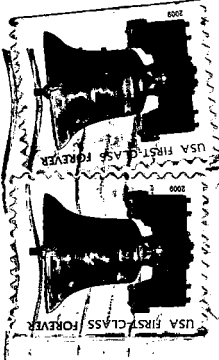
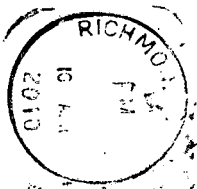
Thank You

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16046-171  
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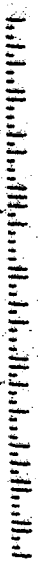
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FOR THE FOURTH CIRCUIT

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